



सत्यमेव जयते

# The Gujarat Government Gazette

## EXTRAORDINARY

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Separate paging is given to this Part in order that it may be filed as a Separate Compilation.

#### PART IV-B

**Rules and Orders (Other than those published in Parts I, I-A, and I-L) made  
by the Government of Gujarat under the Gujarat Acts**

#### ENERGY AND PETROCHEMICALS DEPARTMENT

#### NOTIFICATION

Sachivalaya, Gandhinagar, 5<sup>th</sup> April, 2021

#### GUJARAT AERIAL ROPEWAYS ACT, 1955.

**No. GU/2021/(26)/ARA/12-2007/2192/K:-** Whereas M/s. Mars Entertainment Pvt. Ltd., A-9, Sai Darshan Colony, Tartoli Read, Abu Road 307 026 (hereinafter referred to as "the Promoter") has made preliminary investigation at Shri Chamunda Mata Temple Hill, Villige Nani Paliyad, Taluka Chotila, District Surendranagar for constructing an Aerial Ropeway at Shri Chamunda Mata Temple Hill, Village Nani Paliyad, Tal. Chotila, Dist. Surendranagar.

AND WHEREAS, the Promoter has, after completing the preliminary investigation, applied to the State Government vide letters dated 15.09.2020 and 22.02.2021 under section 9 of the said Act to authorize the promoter for the Construction of the Ropeway.

AND WHEREAS, the Government of Gujarat is satisfied that there is no objection for authorizing the construction of the Ropeway.

The following draft of the order, which the Government of Gujarat proposes to issue is hereby, published as required under sub-section (2) of section 9 of the Gujarat Aerial Ropeways Act, 1955 (3 of 1956) and amendments made from time to time for the information of all persons likely to be affected hereby and notice is hereby given that said draft will be taken into consideration on or after the expiry of a period of 90 days from the date of publication of this order in the official gazette.

Any objection or suggestion which may be received from any person with respect to the draft before the expiry of the period of 90 days specified will be considered by the Government.

Objections or suggestions, if any, may be sent to the Additional Chief Secretary to Government of Gujarat, Energy & Petrochemicals Department, Block No. 5, 5<sup>th</sup> Floor, Sardar Bhavan, Sachivalaya, Gandhinagar- 382 010.

#### DRAFT ORDER

NOW THEREFORE, in exercise of the powers conferred by sub-section (1) of section 9 of the Gujarat Aerial Ropeways Act, 1955, the Government of Gujarat hereby authorizes M/s. Mars Entertainment Pvt. Ltd., A-9, Sai Darshan Colony, Tartoli Road, Abu Road-307 026 to construct an Aerial Ropeway with Monocable Detachable System at Shri Chamunda Mata Temple Hill, Village Nani Paliyad, Tal. Chotila, Dist. Surendranagar for the public carriage of passengers and goods subject to the following restrictions and conditions:

- (1) The capital required for the construction of the ropeways shall be raised before 30<sup>th</sup> September, 2021.
- (2) The construction of the ropeway shall be commenced before 1<sup>st</sup> October, 2021.
- (3) The construction of the ropeway shall be completed before 31<sup>st</sup> March, 2022.
- (4) The facilities and concessions available to the promoter under section 15, 16 and 17 of the said Act shall be given after following the procedure prescribed under the said Act or the Rules made there under.
- (5) The State Government or the concerned Local authorities shall have the power to purchase the Ropeway as prescribed under Section 24 of the said Act.
- (6) The structural design, quality of materials, factor of safety, method of computing stresses and other technical parameters shall conform to the requirement of relevant Standards of Bureau of Indian Standards and Codes and necessary test certificates in this regard shall be produced wherever called for.
- (7) The necessary permission from the concerned authorities of the Central Government or the Ropeway administration shall be obtained in respect of the crossing of National Highway or Railway.
- (8) The promoter may, if he wishes, sell the ropeways or the ropeway shall be taken over by the State Government or a local authority or any other person at the price acceptable to the State Government or a local authority or any such person.
- (9) The electrical and Mechanical devices required would be as under:
  - a) Adequate power supply from the Paschim Gujarat Vij Company Ltd.,
  - b) Stand by Diesel Generator Set of adequate capacity.
  - c) Motor 100 HP, VVVF Drive
  - d) Emergency A.C. Motor 30 HP
  - e) Rescue Engine 40 HP
  - f) Transformer of 11 KV/440V-1000 kVA used for aforesaid motive power shall be subject to the following conditions:
    - 1) Stand by diesel Generator Set shall be used only during nonavailability of Power from the Paschim Gujarat Vij Company Ltd.,
    - 2) Emergency A/c Motor shall be kept in up-to-date condition during the hours when the ropeway is in operation.
- (10) The Minimum Head way of 4 meters shall be maintained under different parts of the rope.
- (11) The amount of security as fixed by the Government shall be deposited by the promoter.
- (12) The traffic on the ropeway shall be managed in the following manner.
  - 1) The nos. of passengers to be carried on each carriage shall not exceed eight.
  - 2) The promoter shall not refuse to carry the passengers when the ropeway is in operation.
  - 3) The promoter may refuse to carry the passenger who is
    - (a) Ill.
    - (b) Carrying explosives, arms or highly inflammable materials, luggage.
    - (c) Below the age of twelve years and not accompanied by any adult person.
    - (d) Mentally disabled.
    - (e) Under drunken stage or carrying alcohol or drugs.
- (13) Maximum and Minimum rates for passenger for two-way journey shall be Rs.130/- and Rs. 100/- respectively. The rates once fixed shall not be enhanced for a period of two years and prior sanction of the State Government shall be obtained if the increases in rates are more than 25% of the existing rates.
- (14) The promoter shall erect the ropeway with the following conditions:
  - (a) The said aerial ropeway shall be constructed with proper and safe workmanship in accordance with the detailed plans and specifications previously approved by the Government within the time limit specified.
  - (b) The supporting pylons of the said aerial ropeway shall be erected only in such places as approved in the plan.
  - (c) While exercising the liberty and power hereby granted, the promoter shall do as little damage as possible to the said lands or the timber or other trees under wood, crop or vegetation, roads, buildings, gates and fences thereon and shall make good any damage to roads and buildings and will hand over to the Government all precious metals, materials, items or articles, from the land expressed to be generated in the course of an installation of aerial ropeway or otherwise.
  - (d) To ensure that the environment, culture, landscapes flora and fauna and any other local feature of the place is not disturbed and is maintained

- (e) Upon commencement of operations of the aerial ropeway, the promoter shall clear away all surplus materials, plant, temporary buildings and other equipment and shall remove all rubbish and leave the site in good order to the satisfaction of the Government.
- (f) To keep the said ropeway and other works and erection made or erected on the said land, in pursuance of the rights and liberties hereby granted, in good condition at all times through corrective and preventive maintenance.
- (g) To provide safe, efficient and properly coordinated aerial ropeway service for carriage of passengers between two stations.
- (h) At all times to keep harmless and indemnified the Government from and against all action proceedings, claims and demands in respect of any personal injury to or the death of any person whomsoever or any injury to or damage whatsoever to any property moveable or immovable, arising out of or in the course of or by reasons of the construction, ongoing use, conditions or existence of the said aerial ropeway and from and against all costs, charges and expenses incidental to any such actions, proceedings, claims and demands.
- (i) To effect and maintain a policy of insurance in the name of the promoter against any loss liability, claim or proceedings incurred by or made or brought against the Government and promoter or either of them in respect of any personal injury or death of any person whomsoever or any injury or damage whatsoever arising out of or in the course of or by reason of the construction, working use, condition or existence of the said ropeway and reproduce the policy and the receipt for the current premium thereon to the Government or the person authorized by the Government upon demand.
- (j) To effect and maintain in its own name a policy of Insurance against loss or damage by fire in respect or of all combustible materials and the contents thereof on the stations or on the installations.
- (k) To make adequate arrangement of catering hotels, restaurant, rest room and other amenity or facility for the benefits of passengers subject to first option of the Government to run cafeteria, snack-bar stalls and amusement center for entertainment of passengers. The Government will have first option to catering to the aforesaid requirement in order to ensure that the minimum standards are maintained.
- (l) To train officers and other staff employed by the promoter in the matter connected with the aerial ropeway transport, so that in a situation of emergency, the promoter can maintain and operate the aerial ropeways.
- (m) To comply with all obligations imposed under or by virtue of any Act or Acts of Parliament and/or State Legislature or by any Rules, Regulations or Bye Laws for the time being in force and do and executed or cause to be done or executed all such works, acts, deeds matters and things as under or by virtue of any such act or acts are or shall be properly directed or necessary to be done or executed in respect of the said land or which it shall use or occupy under the liberty in that behalf herein before granted and at all times to keep the Government indemnified against all claims demand and liability in respect thereof.
- (n) To construct at its own cost all approach roads to a landing from ropeway stations and maintain the said roads in good conditions.
- (o) To make available to the traffic suitable plots of land for parking of cars and buses in the vicinity of the station of the said aerial ropeway and construct at its own cost suitable approach road for access to the parking places and maintain such roads in good condition.

By order and in the name of the Governor of Gujarat,

**DIPESH RAJ,**

Under Secretary to Government.

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Government Central Press, Gandhinagar.